SINGLE BENCH

C.S. 100/—

(1) (4)

IN THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

WRIT PETITION (S) NO. 3616 OF 2006

(SERVICE MATTER)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF CERTIORARI, MANDAMUS, PROHIBITION AND/OR A SUITABLE DIRECTION OR ORDER TO DO JUSTICE IN THE MATTER

PETITIONER: Hemant Kumar Namdev Age-36 years
S/o Late Shri L.P. Namdev,
Presently posted as a Teacher, Central Jail Ambikapur, District- Surguja (C.G.).

P.R. No. 3204/06
Presented by Shri Sandeep Dubey
dated 18/7/06

VERSUS

RESPONDENTS :

1. State of Chhattisgarh,
Through: The Secretary, Department of Home, D.K.S.Bhawan, Mantralaya, Raipur (C.G.).

2. Inspector General of Police (Prison)
Jail Headquarter,
Central Jail premises, Raipur (C.G.).

RECEIVED-COPY
18/7/06
for A.G. BILASPUR

DETAILS OF THE PETITION

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(40)

मामला क्रमांक WP No. 3616 सन् 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

21-7-2006:-

Heard Shri Sandeep Dubey, counsel for the petitioner and Miss Dipali Pandey, Panel Lawyer for the State/respondents, on advance copy.

By the instant petition, the petitioner has questioned his transfer order dated 23-6-2006 passed by respondent No.1 whereby the petitioner has been transferred from Central Jail, Ambikapur to District Jail, Raigarh.

Learned counsel for the petitioner submitted that the petitioner's wife is taking treatment at Ambikapur. Moreover, the Superintendent, Central Jail, Ambikapur has written a letter that there are no officers, therefore, the petitioner should not be transferred. Counsel further submitted that in the circumstances, the petitioner may be allowed to make a detailed representation to respondent No.1 and he be directed to decide the same, to which learned counsel for respondents has no objection.

Having heard learned counsel for the parties, having regard to the facts and circumstances of the case, and without expressing any opinion on the merit of the case, the prayer made by learned counsel for the petitioner is just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation along with a copy of this petition raising all his grievances to respondent No.1 within a period of 10 days from today and in turn, respondent No.1 shall decide the representation within a period of 30 days from the date of receipt of the representation, in an objective manner, after considering all the points raised by the petitioner, in accordance with law.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.2809/2006 stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C.Bhadoo
Judge

P.T.O.

Barve